



The Mysore Gazette.

Vol. 60.]

PUBLISHED BY AUTHORITY.

[No. 11.]

BANGALORE, THURSDAY, MARCH 12, 1925.

PART II-A.

NOTIFICATIONS RELATING TO LOCAL SELF-GOVERNMENT.

MUNICIPAL AND LOCAL BOARDS.

No. L. 6342—Mt. 56-24-233, dated 28th February 1925.

Under Clause (c) of the Sub-Section (2) of Section 23 of the Mysore Municipal Regulation, 1906, as amended by Regulation, V of 1913, and in supersession of the existing rules on the subject, the Government of His Highness the Maharaja are pleased to make the following rules to regulate the election of the President and the Vice-President of a Town or Minor Municipal Council when the Government shall have directed that one or both of these office-bearers be elected by the Council:—

- (1) The election shall take place—
 - (a) if the privilege of election is granted during the term of an existing Council, at a meeting of the Council held not later than two months from the date of the Government Order granting the privilege;
 - (b) when an elected President or Vice-President vacates office on the expiry of his term of office, at a meeting of the Council held not later than one month from the date of occurrence of the vacancy;
 - (c) in the case of a reconstituted Council enjoying the privilege, at a meeting of the Council not later than one month from the date of the reconstitution;
 - (d) when the office of an elected President or Vice-President becomes vacant under Sub-Section (7) of Section 23 of the Regulation, at a meeting of the Council held not later than two months from the date of occurrence of the vacancy; and
 - (e) when a fresh election is ordered under Rule (10) *infra*, at a meeting of the Council held not later than two months from the date of such order;

Provided that at least fifteen days' and not more than twenty days' notice of every such meeting shall be given during the said period of one or two months as the case may be, by the President for the time being, or in his absence by the Vice-President, or, in the absence of both of them, by the Chief Executive Officer of the Municipal Council.

(2) Every candidate for the office of President or Vice-President shall be nominated after the issue of such notice by at least two non-official members of the existing or reconstituted Council, as the case may be, in the following form, which shall be sent to the Chief Executive Officer of the Municipal Council at least seven days before the date of the meeting at which the election is to take place.

Municipality of.....
 We, the undersigned, nominate..... as a candidate for the
 office of President or Vice-President at the election to be held on the..... day
 of..... 192.....

Date.....

Signed.....

Signed.....

(3) The names of candidates shall be notified at the Municipal Office at least five days before the day fixed for holding the election.

(4) The voting shall be by ballot and the election shall be decided by a majority of votes of the Councillors voting at the meeting, provided that the number of non-official Councillors present shall not be less than half of the total number of such Councillors.

No Councillor who is a Government servant and no candidate nominated for the office shall take part in the ballot. But a candidate may withdraw his candidature at any stage with or without the consent of his nominators and if he does so, he shall then be competent to take part in the ballot.

(5) The following procedure shall be adopted in conducting the election:—

(a) If only one candidate has been nominated, there shall be no balloting and such candidate shall be deemed to have been elected, provided that the number of non-official Councillors present shall not be less than half of the total number of such Councillors.

(b) If two or more candidates have been nominated, the votes shall be recorded as follows:—

Every Councillor wishing to vote shall, at the meeting, write on a slip of paper the name of the candidate he wishes to be elected to the office of President or Vice-President and place the same in a box so constructed that papers may be placed therein, but not extracted without the box being opened. The Presiding authority shall then open the box and count the votes in the presence of the Council. Any ballot paper, on which the names of more candidates than one are retained shall be invalid.

(c) If there are only two candidates and both of them have secured an equal number of votes, the proceedings shall be closed.

(d) If there are more than two candidates and no one of them has secured a majority of votes required by Rule (4), the ballot shall be repeated. At each successive ballot, the candidate who obtained the fewest votes at the preceding ballot shall be eliminated and he shall then be eligible to vote. If two or more candidates lowest on the list have obtained an equal number of votes, a separate ballot shall be taken in order to decide which of them should be eliminated. The elimination shall, if no candidate secures the prescribed majority of votes, be made until two candidates only are left. If the two candidates left after the elimination secure an equal number of votes the ballot shall not be further repeated.

(e) If only one candidate has been nominated and he is deemed to have been elected under paragraph (a) *supra*, or if as a result of the ballot any one of the candidates has secured a majority of the votes as required by Rule (4), the election of such candidate shall not take effect until the Government have notified their approval of the same.

(6) The result of the election shall be declared at the meeting immediately by the presiding authority and communicated by him without delay to the Deputy Commissioner of the District along with the minutes of the proceedings of the meeting with the names of the Councillors present.

(7) The validity of election may be contested by a petition signed by at least three Councillors and not otherwise, provided that such petition shall reach the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election on account of material irregularity in the conduct thereof.

(8) Upon receipt of such petition, the Deputy Commissioner shall enquire personally or by some other officer deputed by him not below the grade of an Assistant Commissioner into the validity of such objection or objections.

(9) When seven days from the date of election have expired, or, if any such petition as is described in Rule (7) above has been received, then upon the conclusion of the enquiry into the validity of such objection or objections the Deputy Commissioner shall report the proceedings, together with his opinion, to Government who shall pass such orders as they may think fit.

(10) The election shall be subject to the approval of Government. In the event of no election being made within prescribed period, or in the event of an election held not being approved by Government or in the event of two candidates securing an equal number of votes, Government may appoint the President or Vice-President, as the case may be, or, may order a fresh election.

No. L. 6414—Ml. 57-24-283, dated 3rd March 1925.

Under Section 17 of the Mysore Municipal Regulation, VII of 1906, the Government are pleased to extend the term of the existing Municipal Council of Shimoga Town till the end of March 1925, to enable the Deputy Commissioner to submit his report on the election proceedings and the Government to pass orders regarding the reconstitution of the Council.

By Order,
B. NAGAPPA,
Secretary to Government,
Local and Legislative Departments.

BANGALORE CITY MUNICIPAL COUNCIL.

No. 14.

EXTRACTS FROM THE PROCEEDINGS OF AN ORDINARY GENERAL MEETING OF THE CITY MUNICIPAL COUNCIL, BANGALORE, HELD ON SATURDAY THE 7TH FEBRUARY 1925, AT 8 A.M., IN THE COUNCIL CHAMBER.

Present ... 24 | Absent ... 5
Vacant—One.

The President in opening the proceedings of the day thanked the members of the Council for having elected him as President of this premier Municipality and addressed the Council in lucid terms regarding the needs of the City and the means by which they could be achieved and enlisted the co-operation of the Councillors and proposed on behalf of the Council a hearty vote of thanks to Messrs. B. Venkoba Rao, B.A., Deputy Commissioner Bangalore District and B. K. Garudachar the previous Presidents. This was seconded by Messrs. D. Venkataramiah and P. M. Basappa and was carried *nem con.*

2. After the President's speech was over, Messrs. C. N. Narasinga Rao, B. N. Vijaya Deva, J. R. Isaac, G. Paramasiviah, G. B. Raghavendrachar, V. A. Krishnamurthi Mudaliar, B. L. Byanna, P. Murugesam Pillay, S. N. M. Razvi, P. Subbarama Chetty, D. Venkataramiah and P. M. Basappa, all spoke on the good many improvements that are required for the City and expressed a hope that when the term of this new Council expired three years hence they would be in a position to say that they had done something towards the amelioration of the condition of the people of this important City. The Municipal Commissioner on behalf of the Executive said that they would also do their best in carrying out the instructions of the Council.

ORDINARY SUBJECTS.

Subject No. 8.—Office Memo, dated 16th January 1925 requesting that a sum of Rs. 13,794-7-10 be granted for payment of compensation for acquiring Door Nos. 7 and 7/1 on Hosakota Road for shop sites.

Resolution.—Sanctioned.

9. Confirmation of sale of site No. 21, measuring 3,090 square yards in Visvesvarapuram Extension to Mr. Paul Chinnappa for Rs. 3,050.

Resolution.—Sale confirmed.

Subject No. 15.—Opinion of the Municipal City Improvement Committee dated 6th January 1925 recommending that a small portion of the covered main drain in Gundopanth Street be leased to the Central Mahomedan Association at an annual rent of one rupee.

Resolution.—The recommendation of the Municipal City Improvement Committee is sanctioned.

16. Special Engineer's Memo No. 734, dated 20th January 1925 forwarding the petition of Mr. Puttanna, Market Contractor and recommending for the excess payment of Rs. 3,708 over the sanctioned estimate for working item No. 44 as per tender for the market construction and also proposing that the height of central towers be increased by 2 feet and those of the side ones by 1½ feet at a cost of Rs. 5,016.

Resolution.—(1) Resolved that the question of increasing the heights of the towers be referred to the Chief Engineer for opinion.

(2) As regards the prayer of Mr. Puttanna for the excess payment of Rs. 3,708; Mr. W. H. Hanumanthappa proposed an amendment that it might also be referred to the Chief Engineer. This was seconded by Mr. P. Subbarama Chetty. The amendment was lost three voting for and the rest against it. The recommendation of the Special Engineer was then put to vote and was lost as only one voted for it and the rest against it.